



Air Resources Board



Linda S. Adams
Acting Secretary for
Environmental Protection

Mary D. Nichols, Chairman
1001 I Street • P.O. Box 2815
Sacramento, California 95812 • www.arb.ca.gov

Edmund G. Brown Jr.
Governor

May 2, 2011

Mr. Jared Blumenfeld
Regional Administrator
Region 9
U.S. Environmental Protection Agency
75 Hawthorne Street
San Francisco, California 94105

Dear Mr. Blumenfeld:

With this letter, the Air Resources Board (ARB or Board) is submitting to the U.S. Environmental Protection Agency (U.S. EPA) a proposed revision to the California State Implementation Plan (SIP).

On November 16, 2007, ARB submitted to U.S. EPA the State Strategy for California's 2007 State Implementation Plan (State Strategy), which included a proposal to consider the adoption of a control measure to reduce emissions of reactive organic gases from portable outboard marine tanks in specified nonattainment areas. ARB held a public hearing on September 25, 2008, during which the Board considered the Regulation for the Certification, Performance Standards, and Test Procedures for Portable Outdoor Marine Tanks and Components to fulfill the State Strategy commitment to provide these emission reductions. This is a new regulation; it does not amend any previous regulation. At the public hearing, the Board directed the Executive Officer to complete the rulemaking process and to take final action to adopt the regulation, which he did on July 20, 2009 by signing Executive Order R-09-002. ARB is now submitting the enclosed materials to allow U.S. EPA to move forward on approval of the SIP for the Federal 8-Hour Ozone Standard for all nonattainment areas statewide.

This package contains three copies (one electronic copy and two hard copies) of the following materials that are being submitted as part of the SIP revision:

- I. ARB Executive Order R-09-002 Relating to the Adoption of Regulation for the Certification, Performance Standards, and Test Procedures for Portable Outdoor Marine Tanks and Components, dated July 20, 2009, describing the actions taken

The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our website: <http://www.arb.ca.gov>.

California Environmental Protection Agency

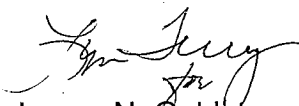
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to carry out the Board's direction to finalize the adoption of the regulation, including the Final Regulation Order;

- II. ARB Resolution 08-33, dated September 25, 2008, describing the Board's direction to the Executive Officer to adopt the regulation, certification, and test procedures for portable outboard marine tanks, with attachments.
- III. Transcript of the September 25, 2008 public hearing adopting this regulation.
- IV. Public hearing notice for hearing held September 25, 2008, dated July 29, 2008; and notice of availability of modified text, dated February 4, 2009.
- V. Proof of publication of public hearing and notice of availability of modified text (15-day notice).
- VI. Final Statement of Reasons, including public comments received and responses to comments.
- VII. Supporting documentation for the adoption of the regulation, including:
 - A. memorandum from Dale Mentink, Senior Staff Counsel, Office of Administrative Law, to Amy Whiting, Regulations Coordinator, ARB BARCU, regarding the OAL Regulatory Action Number 2009-0804-01S Outboard Marine Tanks and Components; and
 - B. ARB Staff Report, Initial Statement of Reasons for Proposed Rulemaking: Public Hearing to Consider Adoption of Regulation for the Certification, Performance Standards, and Test Procedures for Portable Outboard Marine Tanks and Components, plus all appendices.
- VIII. ARB Executive Order R-11-005 submitting the SIP revision, dated May 2, 2011.
- IX. Completeness Checklist for SIP Revision.

ARB is committed to working with U.S. EPA staff to provide any additional clarifying information that you may need. If you have any questions, please call Ms. Lynn Terry, Deputy Executive Officer, at (916) 322-2739, or have your staff contact Mr. Douglas Ito, Chief, Air Quality and Transportation Planning Branch, at (916) 322-0285.

Sincerely,


James N. Goldstene
Executive Officer

Enclosures

cc: See next page.

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cc: (w/o Enclosures)

Ms. Lynn Terry
Deputy Executive Officer
Executive Office

Mr. Douglas Ito, Chief
Air Quality and Transportation Planning Branch

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bcc: (Via email, with ARB Executive Order R-11-005)

Tom Cackette, EO
Robert Fletcher, EO
Ellen Peter, Legal
Alberto Ayala, MLD
Linda C. Murchison, PTSD
Bob Jenne, Legal
Kurt Karperos, PTSD
Manjit Ahuja, MLD
Sylvia Oey, PTSD
Monica Lewis, PTSD

bcc: (Hard copies)

EO Chron w/Enclosures
PTSD Chron (w/ Enclosures)
AQTPB Chron (w/Enclosures)
SIP Library (w/ Enclosures)

PTSD Assignment # 8102, ARB Assignment #16466

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Submittal Letter.doc